

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION

CARLOS M. MOORE §

VS. § CIVIL ACTION NO. 2:09cv101

COMMISSIONER,  
SOCIAL SECURITY ADMINISTRATION §

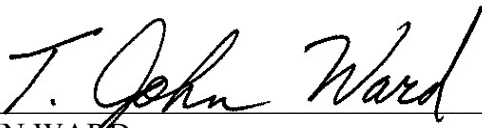
ORDER ADOPTING REPORT AND RECOMMENDATION

The Court referred the above-entitled and numbered civil action to United States Magistrate Judge Charles Everingham. The Magistrate Judge presented for consideration the Magistrate Judge's Report, containing proposed findings of fact and recommendations for disposition. No objections were filed.

This Court finds that the Magistrate Judge's findings and conclusions are correct and adopts them as the Court's findings and conclusions. The Court therefore

**ORDERS, ADJUDGES, and DECREES** that Defendant's motion to dismiss is **GRANTED IN PART** and **DENIED IN PART** and that this action is **DISMISSED** without prejudice.

SIGNED this 8th day of June, 2010.

  
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T. JOHN WARD  
UNITED STATES DISTRICT JUDGE